

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
MEMPHIS DIVISION

FILED BY JG D.C.

05 AUG 23 PM 3:17

UNUM LIFE INSURANCE COMPANY )  
OF AMERICA, )

Plaintiff, )

v )

TONYA W. KELLY, )

Defendant. )

CASE NO. 05-2120 MI V

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

**AGREED ORDER STAYING PROCEEDINGS**

Upon joint motion and agreement of the parties and the parties having represented to the court that:

1. Plaintiff UNUM Life Insurance Company of America ("UNUM") has agreed to review Tonya Kelly's claim for long-term disability benefits on appeal; and
2. UNUM's review of defendant's claim on appeal may result in her receiving additional long-term disability insurance benefits which could affect the amount of the overpayment amount UNUM is seeking in this matter; and
3. The parties believe it would serve the interests of judicial economy to stay further proceedings in this case while UNUM reviews defendant's claim on appeal;

it is hereby ORDERED that this action is STAYED. The parties shall report to the court on or before January 13, 2006 regarding the status of UNUM's review of defendant's claim on appeal, at which point the court will determine whether to extend, modify or lift the stay.

ENTER:

Diane K. Vescovo  
UNITED STATES MAGISTRATE JUDGE  
DATE: Aug. 23, 2005



## Notice of Distribution

This notice confirms a copy of the document docketed as number 11 in case 2:05-CV-02120 was distributed by fax, mail, or direct printing on August 24, 2005 to the parties listed.

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Honorable Jon McCalla  
US DISTRICT COURT